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NO. 5982 P. 1/34

1754

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Date: **Friday, July 16, 2004**

Number of pages including cover sheet: **34**

TO: MAIL STOP NON-FEE AMENDMENT

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FROM: OSBORNE K. MCKINNEY

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REMARKS:



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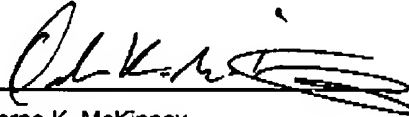
RE: **U.S.S.N.: 10/716,291**
Filing Date: 11/18/2003
Attorney Docket No.: 2002U020.US

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, consisting of a Supplemental Information Disclosure Statement and a 1449 are being facsimile transmitted to the United States Patent and Trademark Office, to facsimile number (703) 872-9306, on Friday, July 16, 2004.

7-16-04

Date


Osborne K. McKinney
Registration No. 40,084
Attorney for Applicant(s)

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TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b), 1.97(c), or 1.97(d)			Attay. Docket No. 2002U020.US
In Re Application of: Kevin J. Cann et al.			
U.S. Serial No. 10/716,291	Filing Date 11/18/2003	Examiner Unassigned	Group Art Unit 1754

Address to:
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37 CFR § 1.97(b)

- ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

37 CFR § 1.97(c)

- ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); after three months of the date of entry of the national stage as set forth in § 1.491 in an international application; after the mailing of a first Office Action on the merits; or after the mailing of a first Office Action after the filing of a request for continued examination under § 1.114, but before the mailing date of:

1. a Final Action under § 1.113,
2. a Notice of Allowance under § 1.311, or
3. an action that otherwise closes prosecution in the application,

and is accompanied by either:

- ☐ the fee as set forth in § 1.17(p), or
☐ the following statement under § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

37 CFR § 1.97(d)

- ☐ The Information Disclosure Statement submitted herewith is being filed after a Final Action under § 1.113, a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution in the application, but before, or simultaneously with, the payment of the issue fee. Submitted herewith is the fee as set forth in § 1.17(p) and the following statement under 37 CFR § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Applicant hereby request consideration of the Information Disclosure Statement, USPTO form 1449, submitted herewith.

☒ Legible copies of the references are enclosed.

☐ This application is a:

- ☐ Continuation / Divisional,
- ☐ Continuation-in-Part,

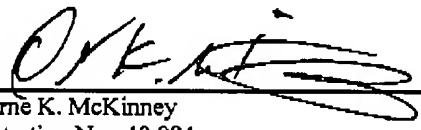
of U.S.S.N. _____

Copies of the cited U.S. patent references are ☐ enclosed; ☒ not enclosed.

Copies of the cited non-U.S. patent references are ☒ enclosed; ☐ not enclosed. References are available in the parent application(s) if not enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account Number 50-0589.

7-16-04
Date



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FORM - 1449

SHEET 1 OF 1

INFORMATION DISCLOSURE STATEMENT <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO.		SERIAL NO.	
				2002U020.US		10/716,291	
				APPLICANT			
				Kevin J. Cann			
				FILING DATE		GROUP	
11/18/2003		1754					
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,081,089	01/14/1992	Rekers et al.	502	117	
	AB	5,198,400	03/30/1993	Katzen et al.	502	113	
	AC	5,310,834	05/10/1994	Katzen et al.	526	114	
	AD	5,800,800	09/01/1998	Pinnavaia et al.	423	702	
	AE	5,910,299	06/08/1999	Carluccio et al.	423	706	
	AF	6,165,929	12/26/2000	McDaniel et al.	502	117	
	AG	6,245,867	06/12/2001	Debras	526	65	
	AH	6,326,443	12/04/2001	Monoi et al.	526	129	
	AI						
	AJ						
	AK						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AL	WO 01/94428 A1	12/13/2001	PCT			
	AM						
	AN						
	AO						
OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)							
	AP						
EXAMINER				DATE CONSIDERED			
<p>* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next comment to applicant</p>							